



Docket No.: 03650.001013
Date: February 16, 2006

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of: ALEXANDER L. BERESTOV

Application No.: 10/073,306

For: DATA STORAGE FORMAT FOR TOPOGRAPHY DATA

Filed: February 13, 2002

Group Art Unit: 2161

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated September 16, 2005 of the Primary Examiner finally rejecting claims 1 to 3, 5 to 10 and 12 to 17.

The items checked below are appropriate.

1. ☒ A Petition for a two month extension of time to respond to the final rejection, together with the \$ 450.00 extension fee under 37 C.F.R. §1.17, was filed on February 16, 2006.
2. ☐ A Petition for an additional ____ month extension of time to take further action, together with the \$ ____ extension fee under 37 C.F.R. §1.17, was filed on ____.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

February 16, 2006
(Date of Deposit)

Michael K. O'Neill, Reg. No. 32,622
(Name of Attorney for Applicant)

Michael K. O'Neill
Signature

February 16, 2006
Date of Signature

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3. ☒ Fee \$500.00
- ☐ Fee \$250.00 (Verified Statement claiming small entity status is enclosed, if not filed previously.)
- ☒ Enclosed
- ☐ Not required (fee paid in prior appeal)
- ☐ Charge to Deposit Account No. 06-1205 (One additional copy of this Notice enclosed herewith)
4. ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 or 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205.
5. ☒ Applicant's undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should continue to be directed to our address given below.

Respectfully submitted,



Attorney for Applicant
Michael K. O'Neill
Registration No. 32,622

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Form #67

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